

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

---

Journal of the Senate

---

JANUARY SESSION of the General Assembly begun and held at the State House in the City of Providence on Tuesday, the sixth day of January in the year of Our Lord two thousand and fifteen.

---

Volume 142, No.9

Thursday, January 29, 2015

Ninth Legislative Day

---

The Senate meets pursuant to adjournment and is called to order by the Honorable M. Teresa Paiva Weed, President of the Senate, at 4:15 o'clock P.M.

The roll is called and a quorum is declared present with 34 Senators present and 4 Senators absent as follows:

**PRESENT** – 34: The Honorable President Paiva Weed and Senators Algiere, Archambault, Ciccone, Conley, Cote, Coyne, Crowley, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Morgan, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Sheehan, Sosnowski, Walaska.

**ABSENT** – 4: Senators DaPonte, DiPalma, Doyle, Satchell.

**INVOCATION**

The Honorable President, by unanimous consent, presents Senator Jabour to deliver the invocation.

(See Appendix for Invocation)

**PLEDGE OF ALLEGIANCE TO THE FLAG**

The Honorable President, by unanimous consent, presents Senator Jabour to lead the Senate in the pledge of allegiance to the flag.

**APPROVAL OF RECORD**

The Senate Journal of the Eighth Legislative Day of the 2015 proceedings is read in part.

Upon suggestion of Senator Jabour and by unanimous consent, further reading of the Journal is dispensed with and the Journal approved as recorded.

**GUESTS**

Upon suggestion of Senator Sosnowski and by unanimous consent, the Honorable President, welcomes to the Chamber Henry Wright, President of the Rhode Island Farm Bureau and Al Bettencourt, Executive Director of the Rhode Island Farm Bureau.

**COMMUNICATIONS**

The Honorable President presents the following communications:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
STATE HOUSE**

Honorable M. Teresa Paiva Weed  
President of the Senate  
Room 318, State House  
Providence, RI 02903

Dear Madam President,

Please be advised that I will be absent from the Senate session on January 29, 2015, as I am out of the state on business.

I would appreciate your recording my letter in the appropriate Senate Journal.

Thank you for your assistance.

Sincerely,

Senator Daniel DaPonte  
District 14—East Providence

Read and ordered to be placed on file.

Also:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
STATE HOUSE**

January 29, 2015

The Honorable M. Teresa Paiva Weed  
President of the Senate  
318 State House  
Providence, RI 02903

Dear President Paiva Weed:

Please be advised and let the record reflect that due to a family illness, I will be absent from the chamber on Thursday, January 29, 2015.

I would appreciate your recording my letter in the appropriate Senate Journal.

Thank you for your attention to this matter.

Sincerely,

Senator Adam J. Satchell  
Senate District 09

Read and ordered to be placed on file.

Also:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
STATE HOUSE**

Honorable M. Teresa Paiva Weed  
President of the Senate  
Room 318, State House  
Providence, RI 02903

Dear Madam President,

Please be advised that I will be absent from the Senate session on January 29, 2015, due to a professional obligation.

I would appreciate your recording my letter in the appropriate Senate Journal.

Thank you for your assistance.

Sincerely,

Senator Louis P. DiPalma  
District 12

Read and ordered to be placed on file.

Also:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
STATE HOUSE**

January 29, 2015

The Honorable M. Teresa Paiva Weed  
President of the Senate  
State House Room 318  
Providence, RI 02903

Dear Madam President:

Due to the recent blizzard, I am working in Eastern Connecticut getting oxygen to my critical home care patients and I am unable to be present in the Senate today.

Sincerely,

James E. Doyle, II  
Senator, District 8  
Pawtucket

Read and ordered to be placed on file

Also:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
STATE HOUSE**

January 22, 2015

Rhode Island State Senate  
State House  
Providence, RI 02903

To The Honorable Senate:

Pursuant to Section 22-14.2 of the General Laws, the following Senate appointment is being made to the **Joint Committee on State Lottery**:

Senator Nicholas Kettle  
VICE  
Senator David Bates

Sincerely,

M. Teresa Paiva Weed  
President of the Senate

Read and ordered to be placed on file.

**APPOINTMENTS BY THE GOVERNOR**

The Honorable President presents the following communication from Her Excellency, the Governor, transmitting the following appointments and requesting the advice and consent of the Senate thereto:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
STATE HOUSE**

January 29, 2015

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 42-6-3 of the Rhode Island General Laws, I have made the following appointment as Director of the Department of Behavioral Healthcare, Developmental Disabilities and Hospitals:

**Maria Montanaro**  
VICE  
Craig S. Stenning

To this appointment, I respectfully request your advice and consent.

Sincerely,

Gina M. Raimondo  
Governor

Read and referred to the Committee on Health and Human Services.

Also:

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS  
STATE HOUSE**

January 26, 2015

TO THE HONORABLE, THE SENATE:

I have the honor to inform you that in accordance with the provisions of Section 42-6-3 of the Rhode Island General Laws, I have made the following appointment as Director of the Department of Business Regulation:

**Sidney “Macky” McCleary, IV**

VICE  
Paul McGreevy

To this appointment, I respectfully request your advice and consent.

Sincerely,

Gina M. Raimondo  
Governor

Read and referred to the Committee on Commerce.

**CONSENT CALENDAR**

In order for the day is taken up as follows:

- 1. 2015-S 141**  
**BY** Goldin  
**ENTITLED**, AN ACT TO VACATE THE FORFEITURE OR REVOCATION OF THE CHARTER OF OSCAR GLIEBERMAN, M.D., A PROFESSIONAL CORPORATION
- 2. 2015-S 142**  
**BY** Picard  
**ENTITLED**, JOINT RESOLUTION REAFFIRMING THE FRIENDSHIP BETWEEN THE STATE OF RHODE ISLAND AND TAIWAN, ENHANCING BILATERAL TRADE RELATIONS, AND SUPPORTING TAIWAN IN THE INTERNATIONAL COMMUNITY

Upon motion of Senator Ruggerio, seconded by Senator Algieri, the measures on today’s Consent Calendar, by unanimous consent, are read and passed, upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 32: The Honorable President Paiva Weed and Senators Algieri, Archambault, Ciccone, Conley, Cote, Coyne, Crowley, Felag, Fogarty, Gallo, Gee, Goldin, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Morgan, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Sheehan, Sosnowski, Walaska.

NAYS- 0:

**CALENDAR****IN ORDER FOR THURSDAY, JANUARY 29, 2015:****1. Reappointment of Janet L. Coit, Director of the Department of Environmental Management**

Committee on Environment & Agriculture recommends that the Senate give its Advice and Consent to this nomination.

Senator Sosnowski seconded by Senators Algiere, Archambault, Conley, Cote, Coyne, Crowley, Felag, Fogarty, Gallo, Gee, Goldin, Goodwin, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Miller, Morgan, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Sheehan and Walaska moves that advice and consent of the Senate be given this appointment.

Senator Coyne discusses the appointment.

The advice and consent of the Senate is given this appointment, upon a roll call vote with 32 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 32: The Honorable President Paiva Weed and Senators Algiere, Archambault, Ciccone, Conley, Cote, Coyne, Crowley, Felag, Fogarty, Gallo, Gee, Goldin, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Morgan, Nesselbush, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Sheehan, Sosnowski, Walaska.

NAYS- 0:

**GUESTS**

Upon suggestion of Senator Coyne and by unanimous consent, the Honorable President welcomes to the Chamber the newly reappointed Director of Environmental Management, Janet L. Coit and husband Peter Regan, son Joe Regan and daughter Nina Regan.

**CALENDAR****2. 2015-S 6 SUB A  
BY O'Neill**

**ENTITLED, AN ACT VALIDATING AND RATIFYING AMENDMENTS TO THE CHARTER OF THE TOWN OF NORTH SMITHFIELD**

Committee on Housing & Municipal Government recommends indefinite postponement of the original bill and passage of Substitute A.

Senator O'Neill moves passage, seconded by Senators Fogarty, Archambault and Cote.

The bill marked Substitute "A" is read and passed, and the original bill indefinitely postponed, by unanimous consent, upon a roll call vote with 33 Senators voting in the affirmative and 0 Senators voting in the negative as follows:

YEAS- 33: The Honorable President Paiva Weed and Senators Algieri, Archambault, Bates, Ciccone, Conley, Cool Rumsey, Cote, Crowley, Felag, Fogarty, Gallo, Goldin, Hodgson, Jabour, Kettle, Lombardi, Lombardo, Lynch, McCaffrey, Metts, Miller, Nesselbush, O'Neill, Ottiano, Pearson, Picard, Pichardo, Raptakis, Ruggerio, Sheehan, Sosnowski, Walaska.

NAYS- 0:

### **TRANSMITTAL**

By unanimous consent, all matters on the Secretary's desk are ordered to be transmitted to Her Excellency, the Governor, the Honorable Secretary of State or to the Honorable House of Representatives forthwith.

(See Appendix for List)

### **ANNOUNCEMENTS**

Senator Nesselbush announces that the Committee on Health and Human Services will meet on Tuesday, February 3, at the rise of the Senate, in the Senate Lounge of the State House.

Senator Cote announces that the Committee on Commerce will meet on Tuesday, February 3, at the rise of the Senate, in Room 212 of the State House.

### **ADJOURNMENT**

Upon motion of Senator Ruggerio seconded by Senator Algieri the Senate adjourns at 4:33 o'clock P.M.

**JOSEPH R. BRADY**  
Secretary of the Senate

**Appendix****INVOCATION****SENATOR PAUL V. JABOUR**

Dear Lord, remind us as legislators we have a great responsibility to our constituents. Help us to emulate your examples of patience, respect, and kindness to all, as we strive to solve the problems and improve the lives of those we serve. Amen.